FARAD CONTINUATION SHEET No.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
DISTRICT :
WRIT PETITION NO.10022 OF 2004

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mr.R.G.Ketkar for the Petitioner.
Mr.S.Jadhav for Respondent No.1B and 1D.
Mr.Tejas Deshmukh for Respondent Nos.1E, 1F, 1G.

CORAM : S.J.VAZIFDAR, J.
DATED : 16TH JANUARY, 2007

P.C:

The impugned order warrants no interference. The question whether the Plaintiff is entitled to avail of section 4(3)(b) of The Benami Transactions (Prohibition) Act, 1988, requires to be decided finally at the hearing of the suit.

2. Needless to add, that the view expressed in the impugned order is only a prima-facie, and shall not bind the learned trial Judge at the final hearing of the suit.

3. Writ Petition is therefore

dismissed.